

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: **Ralph A. Cowden III**
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Examiner: **Milligan, Adam C**
Title: **NUTRITIOINAL SUPPLEMENT AND PROTOCOL**

Honolulu, Hawai'i
October 22, 2009

AMENDMENT AND RESPONSE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
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VIA EFS

AMENDMENT AND RESPONSE

Responsive to the non-final Office Communication dated July 23, 2009, wherein the Examiner made the May 12, 2009 election/restriction requirement final, examined elected pending claims 1 through 9, objected to the language of claim 1, and rejected claims 1 through 9 as obvious under 35 USC § 103 in view of Rozema (1997 Journal Article), in combination with Kotilainen (U.S. Patent No. 4,885,156), Rabussy (U.S. Patent No. 4,355,033), Hsia (U.S. Patent No. 6,180,139), Herman (1996 Journal Article), and Yashiro (1987 Japanese Patent Publication), Applicant submits the following claims amendments, authority and remarks.